



UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

ANDREW W. BAXTER

CV 22-7445

CIVIL RIGHTS COMPLAINT
42 U.S.C. § 1983

Plaintiff,

[Insert full name of plaintiff/prisoner]

JURY DEMAND

YES / NO

-against-

N. VESPA

M. Overhoff

Chen, J.
Bloom, M.J.

Defendant(s).

[Insert full name(s) of defendant(s). If you need additional space, please write "see attached" and insert a separate page with the full names of the additional defendants. The names listed above must be identical to those listed in Part I]

- I. **Parties:** (In item A below, place your name in the first blank and provide your present address and telephone number. Do the same for additional plaintiffs, if any.)

A. Name of plaintiff ANDREW W. BAXTER

If you are incarcerated, provide the name of the facility and address:

EASTERN CORRECTIONAL Facility

Box 338

NAPANOCH, NEW YORK 12458-0338

Prisoner ID Number: 13A3328

If you are not incarcerated, provide your current address:

Telephone Number: _____

B. List all defendants. You must provide the full names of each defendant and the addresses at which each defendant may be served. The defendants listed here must match the defendants named in the caption on page 1.

Defendant No. 1

M. OVERhoff
Full Name

CORRECTIONAL OFFICER
Job Title

Attica Correctional Facility
Address

639 Exchange Street
Address Attica, New York 14011

Defendant No. 2

N. VESPA
Full Name

CORRECTIONAL OFFICER
Job Title

Attica Correctional Facility
Address

639 Exchange Street
Address Attica New York 14011

Defendant No. 3

Full Name

Job Title

Address

Defendant No. 4

Full Name

Job Title

Address

Defendant No. 5

Full Name

Job Title

Address

II. Statement of Claim:

(State briefly and concisely, the facts of your case. Include the date(s) of the event(s) alleged as well as the location where the events occurred. Include the names of each defendant and state how each person named was involved in the event you are claiming violated your rights. You need not give any legal arguments or cite to cases or statutes. If you intend to allege a number of related claims, number and set forth each claim in a separate paragraph. You may use additional 8 ½ by 11 sheets of paper as necessary.)

Where did the events giving rise to your claim(s) occur? THE EVENTS THAT

TOOK PLACE, HAPPENED AT ALEXANDRIA CORRECTIONAL FACILITY
INSIDE MY CELL C-BLOCK 25 COMPANY-34 CELL

When did the events happen? (include approximate time and date) THE EVENTS

HAPPENED MAY-4-2022 BETWEEN THE TIMES
8 AM TO 9 AM

Facts: (what happened?) On May 4-2022 Between times
8 AM - 9 AM entered into my cell. At about 8:30 AM
were officers M. Overhoff and N. Vesota. These two
entered my cell with handcuffs around their hands
using them in the fashion of brass knuckles
in which these two officers assaulted me
with such weapons. Causing me to have my tooth
chipped a crack on the right side of my head
these two officers repeatedly struck
in the face side of my head, then kicking
and spit on me

II.A. Injuries. If you are claiming injuries as a result of the events you are complaining about, describe your injuries and state what medical treatment you required. Was medical treatment received?

I have sustained a chipped tooth in which
I've been to dental for, along with permanent
scars to the right side of my head. I've been
receiving medication for excruciating migraines
I've been experiencing since

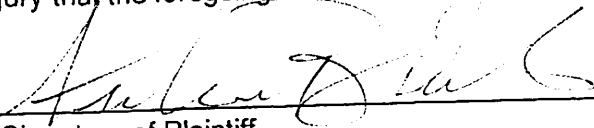
III. Relief: State what relief you are seeking if you prevail on your complaint.

SEEKING \$500,000⁺ FROM EACH DEFENDENT
FOR MY PERMANENT SCARING, MENTAL ANGUISH
ALONG WITH PAIN AND SUFFERING. I ENDED
NOT TO MENTION MY CHIPPED TEETH AS WELL

I declare under penalty of perjury that on 11-28-2022 I delivered this
(date)
complaint to prison authorities at EASTERN CORRECTIONS to be mailed to the United
(name of prison)
States District Court for the Eastern District of New York.

I declare under penalty of perjury that the foregoing is true and correct.

Dated: 11-28-22


Signature of Plaintiff

EASTERN CORRECTIONAL FACILITY
Name of Prison Facility or Address if not incarcerated

P.O. Box 338
WADSWORTH, NEW YORK 12458-0338

Address

13A3328
Prisoner ID#

ANDREW W BAXTER 13A3328
EASTERN NY CORRECTIONAL FACILITY
Box 338
NAO ANCOH, NEW YORK 12458-0338

EASTERN



CORRECTIONAL FACILITY

NEOPOST

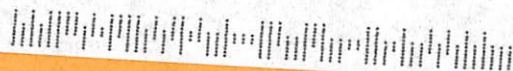
11/28/2022

US POSTAGE \$001.68



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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK
225 CADMAN PLAZA EAST, BROOKLYN 11201
ATTN: PRO SE OFFICE



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